IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital the April 07th, 2006

Criminal Misc. Bail Application No. 201 of 2006

Order on the bail application of accused

CRIMINAL SIDE

1. Ranjeet Singh
   S/o Late Shri Ram Singh
   R/o Village Danya, Patwari Cricle Danya,
   Teshil Bhanoli
   District-Almora
2. Dikshit Pant
   S/o Shri Devi Dutt
   R/o Village Gauli, Patwari Circle Danya
   Tehsil Bhanoli
   District-Almora
3. Kishan Singh Bisht
   S/o Shri Himmat Singh
   R/o Village Faltia
   At present Shopkeeper Danya
   Tehsil Bhanoli
   District-Almora ……Applicants

Versus

State of Uttaranchal …Opposite Party

Arising out of case crime No. 1 of 2006
Under Sections 302, 2001 and 120 (B) I.P.C.
Registered on the basis of F.I.R. dt. 26.01.2006
At Patwari Circle Barakuna
Tehsil Bhanoli
District-Almora

Hon'ble J.C.S. Rawat, J.

Heard Sri R.P. Nautiyal learned counsel for the applicants, Sri Amrish Tiwari learned counsel for the complainant and learned A.G.A. for the State.

Perused the record. The case rests upon the circumstantial evidence. There is only last scene evidence against the applicants. It was contended that after two days of the incident i.e. 27.1.2006 the statement of Rakesh Chandra Gururani was recorded in which he has stated only with regard to the last scene evidence. When the statement of the said witness was recorded on 29.1.2006, he had given a different version. Considering the facts and circumstances of the case, it is a fit case for bail.

Let the applicants-accused be released on bail on executing a personal bond each and two sureties each in the like amount to the satisfaction of the C.J.M. concerned.

(J.C.S. Rawat,J)

Dated 07.04.2006
LSR